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**U.S. District Court  
Middle District of Florida (Ocala)  
CIVIL DOCKET FOR CASE #: 5:04-cv-00306-GRJ**

Carter v. Dept. of Justice, et al  
Assigned to: Judge Robert L. Hinkle  
Referred to: Magistrate Judge Gary R. Jones  
Demand: \$0  
Cause: 05:0552 Freedom of Information Act

Date Filed: 07/02/2004  
Date Terminated: 01/06/2010  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Jeremy Marquise Carter**

represented by **Jeremy Marquise Carter**  
#71851-004  
COLEMAN MEDIUM  
FEDERAL CORRECTIONAL  
INSTITUTION  
P.O. BOX 1032  
COLEMAN, FL 33521  
PRO SE

V.

**Defendant**

**U.S. Department of Justice**  
*Executive Office for U.S. Attorneys*  
*Freedom of Information/Privacy Act Unit*

represented by **Roberto H. Rodriguez , Jr.**  
US Attorney's Office - FLM\*  
Suite 700  
300 N Hogan St  
Jacksonville, FL 32202  
904/301-6300  
Fax: 904/301-6310  
Email: roberto.rodriguez3@usdoj.gov  
**TERMINATED: 10/04/2006**

**Scott H. Park**  
US Attorney's Office - FLM  
Suite 300  
501 W Church St  
Orlando, FL 32805  
407/648-7500  
Email: scott.park@usdoj.gov  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Department of Justice, FBI**

represented by **Roberto H. Rodriguez , Jr.**  
(See above for address)  
*TERMINATED: 10/04/2006*

**Scott H. Park**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
07/02/2004	<u><a href="#">1</a></u>	Civil Rights COMPLAINT filed re: Freedom of Information Act. (titled: Petition for Writ of Mandamus compelling respondents to produce agency records improperly withheld from the Petitioner notwithstanding various / numerous Freedom of Information requests) (ail) (Entered: 07/07/2004)
07/02/2004		MAGISTRATE JUDGE CASE ASSIGNMENT - Magistrate assigned: Gary R. Jones (ail) (Entered: 07/07/2004)
07/13/2004	2	NOTICE of Designation of Track One case. (MAM) (Entered: 07/13/2004)
08/02/2004	<u><a href="#">3</a></u>	ORDER directing Plaintiff to pay filing fee or request to proceed in forma pauperis. Signed by Judge Wm. Terrell Hodges on 8/2/2004. (JP) (Entered: 08/02/2004)
08/16/2004	<u><a href="#">4</a></u>	MOTION for leave to proceed in forma pauperis (affidavit of indigency) by Jeremy Marquise Carter. (AIQ) (Entered: 08/18/2004)
12/06/2004	<u><a href="#">5</a></u>	ORDER granting <u><a href="#">4</a></u> Plaintiff's Motion for leave to proceed in forma pauperis. Plaintiff shall pay an initial partial filing fee of \$55.88 . Signed by Judge Gary R. Jones on 12/6/2004. (grj) (Entered: 12/06/2004)

02/11/2005	<a href="#">6</a>	FEES paid by Jeremy Marquise Carter (Filing fee \$28.43, receipt number C-3706 and \$18.63, receipt number C-3707). Balance due \$102.94. (AIQ) (Entered: 02/14/2005)
03/07/2005	<a href="#">7</a>	FEES paid by Jeremy Marquise Carter (Filing fee \$27.45, receipt number C-3786 and \$57.19, receipt number C-3787). Balance due \$18.30. (AIQ) (Entered: 03/08/2005)
04/11/2005	<a href="#">8</a>	FEES paid by Jeremy Marquise Carter (Filing fee \$11.09, receipt number C-3872). Balance due \$7.21. (AIQ) (Entered: 04/12/2005)
05/09/2005	<a href="#">9</a>	FEES paid by Jeremy Marquise Carter (Filing fee \$7.21, receipt number C-3960). No pending balance. (AIQ) (Entered: 05/10/2005)
07/13/2005	<a href="#">10</a>	ORDER TO SHOW CAUSE why complaint should not be dismissed for failure to serve process and failure to prosecute as to Jeremy Marquise Carter. Signed by Judge Wm. Terrell Hodges on 7/13/2005. (JP) (Entered: 07/13/2005)
08/01/2005	<a href="#">11</a>	RESPONSE TO ORDER TO SHOW CAUSE re <a href="#">10</a> Order filed by Jeremy Marquise Carter. (AIQ) (Entered: 08/02/2005)
08/03/2005	<a href="#">12</a>	ORDER finding good cause not to dismiss case for lack of prosecution and directing plaintiff to submit within 20 days service copies and summonses to clerk for service by United States Marshal. Signed by Judge Gary R. Jones on 8/3/2005. (grj) (Entered: 08/03/2005)
08/04/2005	<a href="#">13</a>	NOTICE of filing proof of service by Jeremy Marquise Carter. (AIQ) (Entered: 08/04/2005)
08/17/2005		Remark - summonses and Form USM-285 provided with copies of the Petition per Court's Order (Doc. no. 12). (AIQ) (Entered: 08/18/2005)
08/18/2005	<a href="#">14</a>	NOTICE of unavailability of counsel by Jeremy Marquise Carter from 8/29/05 to 9/25/05. (AIQ) (Entered: 08/19/2005)
02/24/2006	<a href="#">15</a>	OMNIBUS NOTICE of USP-Coleman's obstruction of legal mail from Court, and MOTION to stay of proceedings pending return to USP-Coleman by Jeremy Marquise Carter. (AIQ) (Entered: 02/24/2006)
02/27/2006		Summons Issued as to U.S. Department of Justice, and Department of Justice, FBI and forwarded to U.S. Marshal Service for process of service. Certified mail to U.S. Attorney's Office and U.S. Attorney General. (AIQ) (Entered: 02/27/2006)

02/27/2006	<a href="#"><u>16</u></a>	ORDER denying <a href="#"><u>15</u></a> Plaintiff's Omnibus Notice of USP-Coleman's Obstruction of Legal Mail From Court, And Motion For Stay of Proceedings Pending Return To USP-Coleman . Signed by Judge Gary R. Jones on 2/27/2006. (grj) (Entered: 02/27/2006)
03/20/2006	<a href="#"><u>17</u></a>	NOTICE of change of address by Jeremy Marquise Carter. (AIQ) (Entered: 03/20/2006)
03/27/2006	<a href="#"><u>18</u></a>	PROOF of service by Jeremy Marquise Carter through U.S. Marshal Service as to U.S. Executive Office for the U.S. Attorney. (AIQ) (Entered: 03/28/2006)
04/27/2006	<a href="#"><u>19</u></a>	MOTION for extension of time to file answer or otherwise plead by U.S. Department of Justice, Department of Justice, FBI. (Rodriguez, Roberto) (Entered: 04/27/2006)
04/28/2006	<a href="#"><u>20</u></a>	ORDER granting <a href="#"><u>19</u></a> Respondent's Motion For Extension Of Time To Answer Petitioner's Petition of Mandamus. Respondent's response due 6/30/2006. Signed by Judge Gary R. Jones on 4/28/2006. (grj) (Entered: 04/28/2006)
06/29/2006	<a href="#"><u>21</u></a>	ANSWER (response) to Petition of Mandamus by U.S. Department of Justice and Department of Justice, FBI. (Rodriguez, Roberto) Modified on 6/30/2006 (LMF). (Entered: 06/29/2006)
07/20/2006	<a href="#"><u>22</u></a>	MOTION for Extension of Time to File Reply by Jeremy Marquise Carter. (Vega, L) (Entered: 07/20/2006)
07/21/2006	<a href="#"><u>23</u></a>	ORDER granting <a href="#"><u>22</u></a> Petitioner's Motion For Extension of Time to File Reply To Respondent's Answer To Petition For Writ of Mandamus. Signed by Judge Gary R. Jones on 7/21/2006. (grj) (Entered: 07/21/2006)
09/15/2006	<a href="#"><u>24</u></a>	MOTION for copy of civil complaint without prepayment of costs and in forma pauperis by Jeremy Marquise Carter. (LMF) (Entered: 09/15/2006)
09/18/2006	<a href="#"><u>25</u></a>	ORDER denying <a href="#"><u>24</u></a> Plaintiff's Motion For Copy of Civil Complaint Without Prepayment Of Costs And In Forma Pauperis. Signed by Judge Gary R. Jones on 9/18/2006. (grj) (Entered: 09/18/2006)
09/25/2006	<a href="#"><u>26</u></a>	SCHEDULING ORDER. The deadline to file motions for summary judgment is November 15, 2006. Signed by Judge Gary R. Jones on 9/25/2006. (grj) (Entered: 09/25/2006)
10/03/2006	<a href="#"><u>27</u></a>	Notice of substitution of AUSA. Scott H. Park substituting for Roberto Rodriguez. (Park, Scott) (Entered: 10/03/2006)

11/06/2006	<a href="#"><u>28</u></a>	MOTION for Extension of Time to File Response/Reply as to <a href="#"><u>21</u></a> Answer (response) to Petition for Writ of Mandamus and to extend time to file a motion for summary judgment by Jeremy Marquise Carter. (LMF) Motions referred to Magistrate Judge Gary R. Jones. (Entered: 11/06/2006)
11/09/2006	<a href="#"><u>29</u></a>	ORDER granting <a href="#"><u>28</u></a> Plaintiff's Motion for Extension of Time To Submit Reply/Motion For Summary Judgment. The deadline for plaintiff to file a motion for summary judgment is extended to December 2, 2006. Signed by Judge Gary R. Jones on 11/9/2006. (grj) (Entered: 11/09/2006)
11/15/2006	<a href="#"><u>30</u></a>	MOTION to extend time to File Motion for Summary Judgment by U.S. Department of Justice, Department of Justice, FBI. (Park, Scott) (Entered: 11/15/2006)
11/16/2006	<a href="#"><u>31</u></a>	ORDER granting <a href="#"><u>30</u></a> Defendants' Motion For A One Month Extension To File Dispositive Motion. The federal defendants shall file thier motion for summary judgment by December 15, 2006. Signed by Judge Gary R. Jones on 11/16/2006. (grj) (Entered: 11/16/2006)
12/14/2006	<a href="#"><u>32</u></a>	Second MOTION to extend time to File Motion for Summary Judgment by U.S. Department of Justice, Department of Justice, FBI. (Park, Scott) (Entered: 12/14/2006)
12/15/2006	<a href="#"><u>33</u></a>	ORDER granting <a href="#"><u>32</u></a> Defendants' Second Motion For A One Month Extension To File Dispositive Motion. Defendants shall file their motion for summary judgment by January 12, 2007. Signed by Judge Gary R. Jones on 12/15/2006. (grj) (Entered: 12/15/2006)
01/12/2007	<a href="#"><u>34</u></a>	Third MOTION to extend time to File Dispositive Motion by U.S. Department of Justice, Department of Justice, FBI. (Park, Scott) (Entered: 01/12/2007)
01/16/2007	<a href="#"><u>35</u></a>	ORDER granting <a href="#"><u>34</u></a> Defendants' Third Motion For A One Month Extension of Time To File Dispositive Motion. Defendants shall file their dispositive motions by February 12, 2007. Signed by Judge Gary R. Jones on 1/16/2007. (grj) (Entered: 01/16/2007)
01/16/2007	<a href="#"><u>36</u></a>	MOTION for Extension of Time to File Response/Reply as to <a href="#"><u>21</u></a> Rspnse to Petition and to file a Motion for Summary Judgment by Jeremy Marquise Carter. (LMF) Motions referred to Magistrate Judge Gary R. Jones. (Entered: 01/17/2007)
01/18/2007	<a href="#"><u>37</u></a>	ORDER granting <a href="#"><u>36</u></a> Petitioner's Motion For An Extension of Time to Submit Petitioner's Motion For Summary Judgment. The deadline for filing motions for summary judgment is extended to March 16, 2007. No further extensions will be granted. Signed by Judge Gary R. Jones on 1/18/2007. (grj) (Entered: 01/18/2007)
02/22/2007	<a href="#"><u>38</u></a>	NOTICE of filing by Jeremy Marquise Carter (jkl) (Entered: 02/23/2007)

03/14/2007	<a href="#"><u>39</u></a>	MOTION for summary judgment by U.S. Department of Justice, Department of Justice, FBI. (Attachments: # <a href="#"><u>1</u></a> ; # <a href="#"><u>2</u></a> ; # <a href="#"><u>3</u></a> ; # <a href="#"><u>4</u></a> ; # <a href="#"><u>5</u></a> ; # <a href="#"><u>6</u></a> )(Park, Scott) Modified on 3/15/2007 (LMF). (Entered: 03/14/2007)
03/15/2007	<a href="#"><u>40</u></a>	SUMMARY JUDGMENT NOTICE: re <a href="#"><u>39</u></a> MOTION for summary judgment. Responses due within 14 days. (LMF) (Entered: 03/15/2007)
03/16/2007	<a href="#"><u>41</u></a>	Second NOTICE of filing by Jeremy Marquise Carter. (attachments filed separately) (LMF) (Entered: 03/16/2007)
04/03/2007	<a href="#"><u>42</u></a>	RESPONSE in opposition re <a href="#"><u>39</u></a> MOTION for summary judgment filed by Jeremy Marquise Carter, and... (Attachments: # <a href="#"><u>(1)</u></a> Exhibits)(AIQ) (Entered: 04/03/2007)
04/03/2007	<a href="#"><u>43</u></a>	... CROSS MOTION for summary judgment with memorandum in support by Jeremy Marquise Carter. (Attachments: # <a href="#"><u>(1)</u></a> Exhibits)(AIQ) (Entered: 04/03/2007)
04/03/2007	<a href="#"><u>44</u></a>	SUMMARY JUDGMENT NOTICE: re <a href="#"><u>43</u></a> CROSS MOTION for summary judgment. (Signed by Deputy Clerk) (AIQ) (Entered: 04/03/2007)
04/23/2007	<a href="#"><u>45</u></a>	RESPONSE in opposition re <a href="#"><u>43</u></a> MOTION for summary judgment filed by U.S. Department of Justice, Department of Justice, FBI. (Park, Scott) (Entered: 04/23/2007)
05/07/2007	<a href="#"><u>46</u></a>	NOTICE of change of address by Jeremy Marquise Carter. (AIQ) (Entered: 05/07/2007)
04/23/2008	<a href="#"><u>47</u></a>	MOTION to supplement the petition for writ of mandamus pursuant to Rule 15(c) of the F.R.Civ.P. by Jeremy Marquise Carter. (AIQ) (Entered: 04/24/2008)
05/07/2008	<a href="#"><u>48</u></a>	RESPONSE to motion re <a href="#"><u>47</u></a> MOTION to supplement the petition for writ of mandamus pursuant to Rule 15(c) of the F.R.Civ.P. filed by U.S. Department of Justice, Department of Justice, FBI. (Park, Scott) (Entered: 05/07/2008)
07/03/2008	<a href="#"><u>49</u></a>	REPLY to response to motion re <a href="#"><u>47</u></a> MOTION to supplement the petition for writ of mandamus pursuant to Rule 15(c) of the F.R.Civ.P. filed by Jeremy Marquise Carter. (AIQ) (Entered: 07/07/2008)
10/22/2009	<a href="#"><u>50</u></a>	ORDER transferring this case to the Hon. Robert L. Hinkle, United States District Judge, Northern District of Florida. Signed by Senior Judge Wm. Terrell Hodges on 10/22/2009. (LRH) (Entered: 10/22/2009)

10/22/2009	<a href="#">51</a>	Case Reassigned to Judge Robert L. Hinkle. New case number: 5:04-cv-306-Oc-RLH-GRJ. Senior Judge Wm. Terrell Hodges no longer assigned to the case. (MJT) (Entered: 10/22/2009)
10/22/2009	<a href="#">52</a>	NOTICE to counsel of new case number and judge assignment (signed by deputy clerk). (MJT) (Entered: 10/22/2009)
11/02/2009	<a href="#">53</a>	<p>NOTICE of Telephone Hearing on All Pending Motions: Telephonic Motion Hearing set for 11/24/2009 at 10:00 AM before Judge Robert L. Hinkle, United States Courthouse, 111 North Adams St., Tallahassee, Florida 32301.</p> <p>Parties are instructed to call (850) 521-3601 at the time of the hearing.</p> <p><i>NOTE: If you or any party, witness or attorney in this matter has a disability that requires special accommodation, such as, a hearing impairment that requires a sign language interpreter or a wheelchair restriction that requires ramp access, please contact Jill May at 850-521-3501 in the Clerk's Office at least one week prior to the hearing (or as soon as possible) so arrangements can be made.</i></p> <p><u>s/ Jill May</u> Courtroom Deputy Clerk(JM) (Entered: 11/02/2009)</p>
11/23/2009	<a href="#">54</a>	MOTION <i>for continuance of telephonic hearing or in the alternative, MOTION for telephonic order</i> by Jeremy Marquise Carter. (MJT) Modified on 11/23/2009 (MJT). (Entered: 11/23/2009)
11/24/2009	<a href="#">55</a>	Minute Entry for Proceedings held before Judge Robert L. Hinkle: Motion Hearing held on 11/24/2009 re <a href="#">54</a> MOTION to continue, <a href="#">39</a> MOTION for summary judgment, <a href="#">47</a> MOTION to supplement the petition for writ of mandamus purusant, <a href="#">43</a> CROSS MOTION for summary judgment. Plaintiff's <a href="#">54</a> Motion to Continue is withdrawn. A written Order will follow. (JM) (Entered: 11/25/2009)
01/05/2010	<a href="#">56</a>	ORDER GRANTING SUMMARY JUDGMENT, granting in part and denying in part <a href="#">39</a> Motion for summary judgment; granting in part and denying in part <a href="#">43</a> Motion for summary judgment. Signed by Judge Robert L. Hinkle on 1/5/2010. (JM) (MJT). (Entered: 01/05/2010)
01/05/2010	<a href="#">57</a>	ORDER DENYING MOTION TO SUPPLEMENT. Signed by Judge Robert L. Hinkle on 1/5/2010. (JM) (Entered: 01/05/2010)
01/05/2010	<a href="#">58</a>	JUDGMENT entered. Civil appeals checklist mailed. Signed by Deputy Clerk on 1/5/2010. (MJT) (Entered: 01/05/2010)
02/08/2010	<a href="#">59</a>	MOTION to extend time to Comply with Summary Judgment Order by Department of Justice, FBI, U.S. Department of Justice. (Park, Scott) Motions referred to Magistrate Judge Gary R. Jones. (Entered: 02/08/2010)

02/09/2010	<a href="#">60</a>	ORDER EXTENDING THE DEADLINE FOR COMPLYING WITH INJUNCTION, granting <a href="#">59</a> Motion to extend time. Deadline is extended to March 8, 2010. Signed by Judge Robert L. Hinkle on 02/09/2010. (ERL) (Entered: 02/10/2010)
03/08/2010	<a href="#">61</a>	NOTICE of compliance by Department of Justice, FBI, U.S. Department of Justice re <a href="#">60</a> Order on motion to extend time (Park, Scott) Modified on 3/9/2010 (MJT). (Entered: 03/08/2010)
04/02/2010	<a href="#">62</a>	MOTION for miscellaneous relief, specifically for an award of costs and litigation expenses by Jeremy Marquise Carter. (LMF) (Entered: 04/05/2010)
04/02/2010	<a href="#">63</a>	AFFIDAVIT of Jeremy Marquise Carter re: <a href="#">62</a> MOTION for miscellaneous relief, specifically for an award of costs and litigation expenses by Jeremy Marquise Carter. (Attachments: # <a href="#">1</a> Exhibits Part I, # <a href="#">2</a> Exhibits Part 2)(LMF) (Entered: 04/05/2010)
04/08/2010	<a href="#">64</a>	RESPONSE to motion re <a href="#">62</a> MOTION for miscellaneous relief, specifically for an award of costs and litigation expenses filed by Department of Justice, FBI, U.S. Department of Justice. (Park, Scott) (Entered: 04/08/2010)
04/20/2010	<a href="#">65</a>	ORDER TAXING COSTS - The clerk must enter a judgment for costs in the petitioners favor against the respondent in the amount of \$338.50 in re <a href="#">62</a> MOTION for miscellaneous relief, specifically for an award of costs and litigation expenses filed by Jeremy Marquise Carter. Signed by Judge Robert L. Hinkle on 04/20/2010. (ERL) (Entered: 04/20/2010)
04/20/2010	<a href="#">66</a>	JUDGMENT in favor of Jeremy Marquise Carter against Department of Justice, FBI, U.S. Department of Justice (Signed by Deputy Clerk) (ERL) (Entered: 04/20/2010)
04/22/2010	<a href="#">67</a>	REPLY to response to motion re <a href="#">62</a> MOTION for miscellaneous relief, specifically for an award of costs and litigation expenses filed by Jeremy Marquise Carter. (MJT) (Entered: 04/22/2010)

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